THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 20253 of 2000

DATE: 21-09-2007

Between :

Yalla Rambabu

… Petitioner

And

Mandal Revenue Officer,
Kakinada,
East Godavari District and 2 others.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 20253 of 2000

ORDER:

Heard the learned counsel for both parties.

Admittedly, the petitioner was granted sanction for installation of a stall for selling onions and potatoes at Ryot Bazaar, Kakinada by the Joint Collector, East Godavari District vide proceedings dated 04-09-2000, who is the Estate Officer of the Ryot Bazaar, Kakinada. It appears that on an allegation that the petitioner was causing inconvenience to other members of the Ryot Bazaar and was constructing a stall and he also failed to adhere to the instructions of the respondents, the Estate Officer-Second respondent issued notice dated 09-09-2000 to the writ petitioner to stop the construction of the stall. Aggrieved by the same, this writ petition was filed on 23-10-2000.

This Court while directing Rule Nisi, by order, dated 25-10-2000 granted interim suspension of the order of the second respondent, which continued to be in operation through out.

Even from the counter affidavit filed by the Mandal Revenue Officer, Kakinada, it is clear that no order has been passed so far canceling the allotment of the stall in favour of the petitioner.

Learned counsel for the petitioner submitted that during the pendency of this writ petition, the petitioner died and the legal representatives of the petitioner are carrying business in the stall in question.

Having regard to the facts and circumstances of the case, I

deem it appropriate to dispose of the writ petition leaving it open to the respondents to take appropriate steps, following due process of law, incase it is found that the petitioners are still indulging in any activity contrary to law. No costs.

_____

G. ROHINI, J

Date: 21-09-2007
KLP